

**CRIMINAL DOCKET
UNITED STATES DISTRICT COURT**

D. C. Form No. 100A Rev.

⑥

TITLE OF CASE	ATTORNEYS
<p align="center">THE UNITED STATES</p> <p align="center"><i>vs.</i></p> <p align="center">Phillip Glen Flemming</p>	<p><i>For U. S.:</i></p> <p align="center">James E. Ritchie</p> <p><i>For Defendant:</i></p> <p align="center">Jefferson Greer Pythian Bldg., Tulsa</p>

PROBATION

STATISTICAL RECORD	COSTS	DATE	NAME OR RECEIPT NO.	REC.	DISB.
J.S. 2 mailed 11-20-68	Clerk				
J.S. 3 mailed 1-31-69	Marshal				
Violation Marihauna	Docket fee				
Title 26					
Sec. 4744(a)(1)					

DATE	PROCEEDINGS
11-20-68	Defendant present in person and represented. Defendant waives indictment, waiver signed, approved and filed in open court. Information filed, copies heretofore delivered to defendant. Defendant arraigned and enters pleas of GUILTY as to each of Cts. 1&2 and is adjudged GUILTY as to Cts. 1&2, and sentence passed pending pre-sentence report. Defendant to remain on present bond. (LB-J)h
11-20-68	Bond of the defendant in the amount of \$1000.00 filed. (Personal) h
11-20-68	Order specifying Methods and Conditions of Release filed. h
12-6-68	Case set for sentencing on Thursday, 12-19-68 at 9:30 a.m. (LB-J)m
12-12-68	Minute Order: Court orders that case stricken from docket of 12-19-68 to be reset. (LB-J)h
12-19-68	Case stricken and passed for sentencing to Tuesday, 1-14-69 at 9:30AM. (LB-J)h
1-14-69	Defendant present in person and represented by Jefferson Greer.
	JUDGMENT AND SENTENCE - Phillip Glen Flemming (Age 23)
	Imposition of sentence as to Counts 1 and 2 suspended, and defendant (over)

DATE	PROCEEDINGS
1-14-69	placed on probation for a period of Five (5) years from this date as to each each count. (LB-J) ds
1-14-69	Judgment and Order of Probation, filed and entered. (LB-J)m
1-14-69	Two c/c of Judgment & ^U Order of Probation delivered to Probation Officer, m
1-21-69	Order, to exonerate bond and to disbursed \$100.00. filed. (LB-J) js

UNITED STATES COMMISSIONER
Northern DISTRICT OF Oklahoma.

RECORD OF PROCEEDINGS IN CRIMINAL CASES

BEFORE Benjamin B. Ballenger Federal Building, Tulsa, Okla.
(Name of commissioner) (Address)

COMMISSIONER'S
DOCKET No. 1 CASE No. 410
THE UNITED STATES
vs.

Phillip G. Flemming (23)

Complaint filed on 8-8-68, 19, by Kelly D. McCullough
Official title charging violation of
United States Code, Title 26, Section 4744(a), on 7-31-68
19, at Tulsa, Okla. in the
division of the Northern district of Oklahoma
as follows: defendant being a person who is a
transferee required to pay the transfer tax im-
posed by Sec: 4741(a), T. 26, did knowingly and
unlawfully acquire approx. one ounce of Marihuan-
without having paid such tax.

(Here insert brief summary of facts constituting offense charged)

WARRANTS OR SUMMONS ISSUED:

Date 8-8-68 Warrant/Summons for Phillip G. Flemming
to (name and title of officer) To U. S. Marshal or Any Authorized U.S. Officer (Name of defendant)
Substance of return Arrested by: John C. Blanton, Agt.

Date Warrant/Summons for
to (name and title of officer)
Substance of return

FILED

16, 999
AUG 16 1968

M. M. EWING

Clerk, U. S. District Court

PROCEEDINGS ON FIRST PRESENTATION OF ACCUSED TO COMMISSIONER: Ballenger (Hearing only)
Date 8-8-68 Arrested by John C. Blanton, { on warrant of Jack C. Silver,
U. S. Commissioner (Name of issuing officer)
without warrant.

Appearances { for United States (Name) (Address)
for accused (Name) (Address)

Proceedings taken Defendant presented, advised of charge filed against him, his
(Here insert with dates, when appropriate, a serial account of essential steps taken at hearing such as "complaint prepared,"
right to counsel and a preliminary hearing. Def't. represented by Jefferson

if arrest is without warrant: "defendant informed of complaint and right to retain counsel and preliminary hearing": "preliminary examination waived,"
Greer, Atty. Preliminary hearing requested and set for 8-16-68. Bond
if that is the fact; any adjournments taken, etc.
fixed at \$1000.00 and defendant posted bond and released.

Outcome Held for preliminary hearing.

Bail fixed 8-8-68m, 19, Amount, \$ 1000.00 Bonded 8-9-68, 19, by cash
deposited by (name) Phillip G. Flemming \$100.00 Address 1135 So. Victor, Apt. 1, Tulsa, Ok
transmitted to clerk of district court August 9th, 1968, 19, [or] by surety
(name) Phillip G. Flemming Address 1135 So. Victor, Apt. 1, Tulsa, Okla
(name) Address, who
justified by affidavit dated 8-9-68, 19, [or] committed to
on, 19.

SUBPOENAS FOR WITNESSES ISSUED:

_____, 19____, for (name of witness) _____
 at request of (name of party) _____
 Substance of return _____

_____, 19____, for (name of witness) _____
 at request of (name of party) _____
 Substance of return _____

_____, 19____, for (name of witness) _____
 at request of (name of party) _____
 Substance of return _____

PRELIMINARY EXAMINATION: called:

(Not to be used if case was disposed of at first presentation)

Date **August 16th, 1968** appearances for

{	United States	(Name)	James E. Ritchie
		(Address)	460 U. S. Court House
	Accused	(Name)	Jefferson G. Greer
		(Address)	424 So. Cheyenne

WITNESSES FOR UNITED STATES: (List names and addresses)

WITNESSES FOR ACCUSED: (List names and addresses)

Witness payroll containing _____ names certified to United States Marshal for payment _____, 19____
 Proceedings taken _____

**Defendant, Phillip G. Flemming, present in person and represented by
 counsel, government represented by counsel, defendant waives preliminary
 hearing. Defendant held for Court Action, released on present Bond
 of \$1,000.00.**

Outcome

Bail fixed _____, 19____ Amount, \$ _____ Bonded _____, 19____, by cash
 deposited by (name) _____ Address _____
 transmitted to clerk of district court _____, 19____
 [or] by surety (names) _____ Address _____
 and _____ Address _____
 who justified by affidavit _____, 19____ Committed to _____
 on _____, 19____

Certified to be a correct transcript.

Made this **16th** day of **August**, 19 **68**.

Transmitted to Clerk of United States District Court for the **Northern**
 district of **Oklahoma**, **August 16th**, 19**68**.

Benjamin B. Ballenger

United States Commissioner.

68-CR-130

UNITED STATES COMMISSIONER
Northern DISTRICT OF Oklahoma

RECORD OF PROCEEDINGS IN CRIMINAL CASES

BEFORE Jack C. Silver Tulsa, Oklahoma
(Name of commissioner) (Address)

COMMISSIONER'S
DOCKET No. 1 CASE No. 5
THE UNITED STATES
vs.

Phillip Flemming

Complaint filed on 8-8, 1968, by Kelly D. McCullough
Official title Agent, BNDD, charging violation of
United States Code, Title 26, Section 4744(a) on 7-31-68
19, at Tulsa in the
division of the Northern district of Oklahoma
as follows: a person who is a transferee required
to pay the transfer tax, did unlawfully acquired
approximatley one ounce of marihuana without
having paid such tax.

(Here insert brief summary of facts constituting offense charged)

WARRANTS OR SUMMONS ISSUED:

Date Aug. 8, 1968 Warrant/Summons for Phillip Flemming
(Name of defendant)
to (name and title of officer) To Any U. S. Marshal or Any Authorized Officer:
Substance of return

Date Warrant/Summons for
(Name of defendant)
to (name and title of officer)
Substance of return
M. M. EYKING
Clerk, U. S. District Court

PROCEEDINGS ON FIRST PRESENTATION OF ACCUSED TO COMMISSIONER:

Date Arrested by { on warrant of (Name of issuing officer)
without warrant.
Appearances { for United States (Name) (Address)
for accused (Name) (Address)
Proceedings taken (Name) (Address)

(Here insert with dates, when appropriate, a serialim account of essential steps taken at hearing such as "complaint prepared,"

if arrest is without warrant: "defendant informed of complaint and right to retain counsel and preliminary hearing": "preliminary examination waived,"

if that is the fact; any adjournments taken, etc.

Handled by Benjamin B. Ballenger, Commissioner

Outcome

Bail fixed, 19 Amount, \$ Bonded, 19, by cash
deposited by (name) Address
transmitted to clerk of district court, 19 [or] by surety
(name) Address
(name) Address, who
justified by affidavit dated, 19, [or] committed to
on, 19

SUBPOENAS FOR WITNESSES ISSUED:

_____, 19____, for (name of witness)_____
at request of (name of party)_____
Substance of return_____
_____, 19____, for (name of witness)_____
at request of (name of party)_____
Substance of return_____
_____, 19____, for (name of witness)_____
at request of (name of party)_____
Substance of return_____

PRELIMINARY EXAMINATION:

(Not to be used if case was disposed of at first presentation)

Date_____Appearances for

{ United States (Name) _____
(Address) _____
Accused (Name) _____
(Address) _____

WITNESSES FOR UNITED STATES: (List names and addresses)

WITNESSES FOR ACCUSED: (List names and addresses)

Witness payroll containing_____names certified to United States Marshal for payment_____, 19____
Proceedings taken_____

Outcome_____

Bail fixed_____, 19____ Amount, \$_____ Bonded_____, 19____, by cash
deposited by (name)_____ Address_____
transmitted to clerk of district court_____, 19____
[or] by surety (names)_____ Address_____
and_____ Address_____
who justified by affidavit_____, 19____ Committed to_____
on_____, 19____

Certified to be a correct transcript.

Made this 22 day of August, 1965

Transmitted to Clerk of United States District Court for the Northern
district of Illinois, Aug 22, 1965

James D. Silver

United States Commissioner.

68-ER-130

UNITED STATES COMMISSIONER
Northern DISTRICT OF Oklahoma

RECORD OF PROCEEDINGS—MISCELLANEOUS

BEFORE Jack C. Silver, Tulsa, Oklahoma
(Name of Commissioner) (Address)

This form should be used to record proceedings for which Forms AO 100 and AO 101 are not adapted, such as applications for search warrants, extradition proceedings, depositions in civil cases, proceedings for the release of poor convicts, references in civil or admiralty cases, attachments and subsequent hearings in internal revenue matters, proceedings to settle or certify nonpayment of seamen's wages, civil rights proceedings, detentions of witnesses on removal proceedings in connection with criminal proceedings, if not included in Form AO 100, etc. A separate page should be used for each proceeding, showing the title of the case, its nature, and the date and nature of each step taken.

Commissioner's

Docket No. 1, Case No. 6

United States of America

Apart. No. 1, 1135^{vs.} South Victor Ave.

Tulsa, Tulsa County, Oklahoma

Affidavit For

Search Warrant

(Nature of proceeding)

FILED

16,999
AUG 23 1968

DATE	M. M. EWING Clerk, U. S. District Court
1968	On August 8th, 1968, Kelley D. McCullough, Agent Bureau of Narcotic
Aug. 8	and Dangerous Drugs, Executed A SEARCH WARRANT for premises known
	as: Apartment No. 1, 1135 South Victor Ave., Tulsa, Tulsa, Okla.
	which is a two-story brick building, trimmed in brown & white wood,
	with a light grey roof, which is the fifth building north of East
	12th St. in Tulsa on East Side of Victor Ave. said apart. being
	located on the ground floor at the west end.
	WARRANT Executed, 8-9-68 at 9:00 A.M. Copy of Warrant left at
	Premises with Phillip Glen Flemming/ The following is as inventory
	of property taken pursuant to the warrant:
	(See Attach to Back)

DATE

The following is an inventory of property taken pursuant to the warrant:

- 1 paper box "Safety Wing" containing veg. material
- 1 strainer with yellow paper containing veg. material
- 1 bottle "Estee Lauder Skin Lotion" containing liquid $\frac{1}{2}$ fl. oz.
- 1 "Bufferin" plastic bottle containing 5 assorted colored tabs. and 2 capsules
- 1 plastic bottle with Prescription #432-570 City Drug Store, Sapulpa Okla. containing 17 gelatin type capsules marked "Lederly".
- 1 plastic bottle Utica Square Pharmacy containing 9 black capsules and 14 green & black capsules.
- 1 "Prince Albert " can tobacco with veg. material inside.
- 1-4 oz. bottle, glass with label torn marked "City Drug Store" containing red liquid with 2 oz. inside.
- 1 green vase with 2 green plants growing inside.
- 1 "Excedrin " metal box containing 3 white tabs. marked "E".

Certified to be a correct transcript of Docket Entries.

DATED August 22, 1961


United States Commissioner